

HOUSE BILL 1275

C7

11r0510

By: **Howard County Delegation**

Introduced and read first time: February 24, 2011

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Howard County – Casino Events – Authorized**

3 **Ho. Co. 4–11**

4 FOR the purpose of authorizing certain organizations to hold certain casino events in
5 Howard County at certain intervals of time; requiring an organization to obtain
6 a permit from the county Department of Inspections, Licenses, and Permits
7 before operating a casino event; requiring the Howard County Executive to
8 forward a recommendation to the Howard County Council concerning the fee to
9 be charged for a permit; requiring the County Council to adopt by resolution the
10 amount of the permit fee; specifying the types of organizations eligible to
11 conduct a casino event; requiring a permit holder for a casino event to ensure
12 that certain standards are met; prohibiting a permit holder from offering
13 cumulative money prizes in excess of a certain amount; specifying certain
14 prohibited acts and reporting requirements for a permit holder for a casino
15 event; requiring the Howard County Department of Inspections, Licenses, and
16 Permits to adopt certain regulations governing casino events; altering in
17 Howard County the application of certain general provisions of law governing
18 gaming in the State; establishing certain exceptions to prohibitions against
19 conducting a casino event or operating or awarding prizes using certain gaming
20 devices; and generally relating to casino events in Howard County.

21 BY repealing and reenacting, with amendments,
22 Article – Criminal Law
23 Section 13–1601, 13–1603, and 13–1604
24 Annotated Code of Maryland
25 (2002 Volume and 2010 Supplement)

26 BY adding to
27 Article – Criminal Law
28 Section 13–1602.1

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Annotated Code of Maryland
2 (2002 Volume and 2010 Supplement)

3 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
4 MARYLAND, That the Laws of Maryland read as follows:

5 **Article – Criminal Law**

6 13–1601.

7 (a) This subtitle applies only in Howard County.

8 (b) (1) Except as provided in paragraph (2) of this subsection, Subtitle 2 of
9 this title applies in Howard County.

10 (2) Subtitle 2 of this title does not apply to bingo regulated under §
11 13–1602 of this subtitle **OR A CASINO EVENT REGULATED UNDER § 13–1602.1 OF**
12 **THIS SUBTITLE.**

13 **13–1602.1.**

14 **(A) (1) BEFORE AN ORGANIZATION LISTED IN SUBSECTION (C) OF**
15 **THIS SECTION MAY OPERATE A CASINO EVENT, THE ORGANIZATION SHALL**
16 **OBTAIN A PERMIT FROM THE DEPARTMENT OF INSPECTIONS, LICENSES, AND**
17 **PERMITS.**

18 **(2) (I) ON THE RECOMMENDATION OF THE DEPARTMENT OF**
19 **INSPECTIONS, LICENSES, AND PERMITS, THE COUNTY EXECUTIVE SHALL**
20 **FORWARD TO THE COUNTY COUNCIL A RECOMMENDATION FOR THE FEE TO BE**
21 **CHARGED FOR A PERMIT UNDER THIS SECTION.**

22 **(II) THE COUNTY COUNCIL SHALL ADOPT BY RESOLUTION**
23 **THE AMOUNT OF THE PERMIT FEE.**

24 **(B) SUBJECT TO SUBSECTIONS (C) AND (D) OF THIS SECTION, AN**
25 **ORGANIZATION MAY CONDUCT:**

26 **(1) ONE CASINO EVENT THAT INCLUDES A CARD GAME DURING**
27 **EACH CALENDAR MONTH; AND**

28 **(2) ONE CASINO EVENT THAT INCLUDES ROULETTE DURING EACH**
29 **CALENDAR YEAR.**

30 **(C) TO CONDUCT A CASINO EVENT UNDER SUBSECTION (B) OF THIS**
31 **SECTION, AN ORGANIZATION SHALL BE A BONA FIDE:**

1 **(1) VOLUNTEER FIRE COMPANY; OR**

2 **(2) WAR VETERANS' ORGANIZATION.**

3 **(D) (1) A PERMIT HOLDER FOR A CASINO EVENT THAT INCLUDES A**
4 **CARD GAME OR ROULETTE SHALL ENSURE THAT:**

5 **(I) AN INDIVIDUAL OR GROUP OF INDIVIDUALS DOES NOT**
6 **BENEFIT FINANCIALLY FROM THE HOLDING OF THE CASINO EVENT;**

7 **(II) AN INDIVIDUAL OR GROUP OF INDIVIDUALS DOES NOT**
8 **RECEIVE ANY OF THE PROCEEDS OF THE CASINO EVENT FOR PERSONAL USE OR**
9 **BENEFIT;**

10 **(III) THE CASINO EVENT IS MANAGED PERSONALLY BY THE**
11 **MEMBERS OF THE PERMIT HOLDER;**

12 **(IV) A PARENT, A SUBSIDIARY, OR AN AFFILIATE OF THE**
13 **ORGANIZATION SPONSORING THE EVENT HAS NOT SPONSORED A CASINO EVENT**
14 **WITHIN THE CALENDAR MONTH OR CALENDAR YEAR, AS APPROPRIATE; AND**

15 **(V) THE CASINO EVENT IS CONDUCTED BETWEEN 4 P.M.**
16 **AND 1 A.M.**

17 **(2) A PERSON THAT HOLDS A CASINO EVENT THAT INCLUDES A**
18 **CARD GAME OR ROULETTE MAY NOT:**

19 **(I) OFFER OR AWARD CUMULATIVE MONEY PRIZES IN**
20 **EXCESS OF \$5,000 AT THE EVENT;**

21 **(II) ALLOW A PLAYER TO BET MORE THAN \$10 IN TOKENS IN**
22 **ANY ONE GAME WITHIN THE CALENDAR MONTH OR CALENDAR YEAR, AS**
23 **APPROPRIATE;**

24 **(III) EXCHANGE TOKENS USED IN WAGERING FOR AN ITEM**
25 **OF MERCHANDISE THAT IS WORTH MORE THAN \$1,000; OR**

26 **(IV) EXCHANGE MERCHANDISE THAT WAS RECEIVED FOR**
27 **TOKENS THAT WERE USED IN WAGERING FOR:**

28 **1. MONEY; OR**

1 **2. AN ITEM OF MERCHANDISE HAVING A VALUE THAT**
 2 **IS DIFFERENT FROM THE FAIR RETAIL MARKET VALUE OF THE ITEM OF**
 3 **MERCHANDISE THAT WAS RECEIVED FOR THE TOKENS.**

4 **(3) (I) WITHIN 60 DAYS AFTER HOLDING A CASINO EVENT**
 5 **THAT INCLUDES A CARD GAME OR ROULETTE, THE HOLDER OF THE PERMIT FOR**
 6 **THE EVENT SHALL SUBMIT TO THE DEPARTMENT OF INSPECTIONS, LICENSES,**
 7 **AND PERMITS A FINANCIAL REPORT THAT LISTS THE RECEIPTS AND**
 8 **EXPENDITURES FOR THE CASINO EVENT.**

9 **(II) BEFORE THE PERMIT HOLDER SUBMITS THE REPORT TO**
 10 **THE DEPARTMENT OF INSPECTIONS, LICENSES, AND PERMITS, THE PERMIT**
 11 **HOLDER SHALL SUBMIT THE REPORT TO THE COUNTY POLICE DEPARTMENT**
 12 **FOR REVIEW.**

13 **(E) (1) THE DEPARTMENT OF INSPECTIONS, LICENSES, AND**
 14 **PERMITS SHALL ADOPT REGULATIONS TO GOVERN:**

15 **(I) THE ISSUANCE OF A PERMIT TO CONDUCT A CASINO**
 16 **EVENT; AND**

17 **(II) THE CONDUCT AND MANAGEMENT OF A CASINO EVENT**
 18 **IN A MANNER DESIGNED TO PREVENT FRAUD AND PROTECT THE PUBLIC.**

19 **(2) THE REGULATIONS SHALL REQUIRE THAT A SEPARATE**
 20 **PERMIT BE ISSUED FOR EACH CASINO EVENT TO BE CONDUCTED.**

21 13-1603.

22 A qualified organization under Subtitle 2 of this title may award prizes in
 23 money or merchandise using:

24 (1) a paddle wheel;

25 (2) a wheel of fortune;

26 (3) a chance book;

27 (4) bingo; or

28 (5) any other gaming device [except] **OTHER THAN:**

29 (i) a card game **OR ROULETTE, EXCEPT AS PROVIDED IN §**
 30 **13-1602.1 OF THIS SUBTITLE; OR**

1 (ii) a dice game[; or

2 (iii) roulette].

3 13-1604.

4 Notwithstanding Subtitle 2 of this title **AND EXCEPT AS PROVIDED IN §**
5 **13-1602.1 OF THIS SUBTITLE**, a person may not conduct a casino night or operate
6 any of the following gaming devices:

7 (1) a card game;

8 (2) a dice game; or

9 (3) roulette.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2011.